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**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING  
REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional)

026624.0104PTUS

In re Application of: Charles A. Peyser et al.

Application No.: 09/425,739-Conf. #9954

Filed: October 22, 1999

For: SYSTEMS AND METHODS FOR DISTRIBUTING TELECOMMUNICATION SERVICES VIA A  
NETWORK

The owner\*, Simplexity, LLC, of 100  
percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of  
any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any  
patent granted on pending **reference** Application Number 09/390,026, filed on September 3, 1999,  
as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said **reference** application may  
be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending **reference** application. The owner  
hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it  
and any patent granted on the **reference** application are commonly owned. This agreement runs with any patent granted on  
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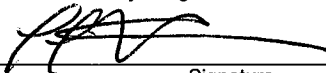
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**reference** application, "as the term of any patent granted on said **reference** application may be shortened by any terminal  
disclaimer filed prior to the grant of any patent on the pending **reference** application," in the event that: any such patent: granted  
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on  
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 55,340

  
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April 29, 2010  
\_\_\_\_\_  
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